

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): James Albert Matthews

Serial No.: 10/632,167

Examiner: Stephen K. Yam

Filing Date: July 30, 2003

Group Art Unit: 2878

Title: INTEGRATED OPTICAL DETECTOR AND
DIFFRACTIVE OPTICAL ELEMENT

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, March 15, 2007, rejecting the following claims 1,5,6,10,11 and 19-23

The fee for this Notice of Appeal (37 CFR 1.17(b)) is **\$500.00**.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

- | | | |
|--------------------------|--------------|-----------|
| <input type="checkbox"/> | one month | \$ 120.00 |
| <input type="checkbox"/> | two months | \$ 450.00 |
| <input type="checkbox"/> | three months | \$1020.00 |
| <input type="checkbox"/> | four months | \$1590.00 |

☐ The extension fee has already been filled in this application.

☒ (b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **50-3718** the sum of \$500.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **50-3718** pursuant to 37 CFR 1.25.

A duplicate copy of this transmittal letter is enclosed.

☐ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit:

OR

☒ I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Date of Facsimile: April 17, 2007

Typed Name: Rhonda M. Smyth

Signature: Rhonda M. Smyth

Respectfully submitted,

James Albert Matthews

By

John R. Pessetto

Attorney/Agent for Applicant(s)

Reg. No. 48,369

Date: April 17, 2007

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